

AN ORDINANCE

Councilmember Felicia A. Moore

03-0-0185

An Ordinance to amend **Section 2-1191 Sole Source Procurement** of the Code of Ordinances of the City of Atlanta so as to require a more widely due diligent review of available sources prior to the determination of a sole source recommendation

WHEREAS, it is the policy of the City of Atlanta to afford the widest and fairest competition possible for its contracting process; and

WHEREAS, from time to time the City of Atlanta finds itself in need of goods/services for which there is not a broad spectrum of resources to choose from; and

WHEREAS, on those occasions, the Office of Procurement Services has to employ the sole source method; and

WHEREAS, the present Code requires that the Chief Procurement Officer must conduct a **good faith review of available sources; and**

WHEREAS, it is the desire of the governing body (Atlanta City Council) that a very extensive review be conducted before a sole source is recommended.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

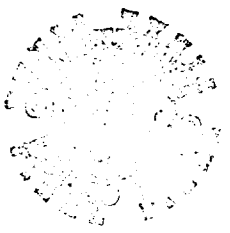
Section 1: That Section 2-1191 which presently reads:

“Sec. 2-1191. Sole source procurement.

Under this article, a contract or purchase order for a supply service, construction item or professional or consultant service may be awarded without competition when the chief procurement officer determines in writing, after conducting a good-faith review of available sources, that there is only one source for the required supply, service, construction item or professional or consultant service. The chief procurement officer shall conduct negotiations, as appropriate, as to price, delivery and terms. A record of sole source procurements shall be maintained that lists each contractor's name, the name and type of each contract, a listing of the item procured under each contract and the identification number of each contract file.”,

Be amended to read:

“Sec. 2-1191. Sole source procurement.



Under this article, a contract or purchase order for a supply service, construction item or professional or consultant service may be awarded without competition when the chief procurement officer determines in writing, after conducting a good-faith **due diligence** review of available sources, that there is only one source for the required supply, service, construction item or professional or consultant service. **The due diligence review shall include, but not be limited to, research of available sources throughout the United States and contact with professional and trade associations related to the required supply, service, construction item of professional or consultant service. The determination in writing shall also state the sources reviewed.**

The chief procurement officer shall conduct negotiations, as appropriate, as to price, delivery and terms. A record of sole source procurements shall be maintained that lists each contractor's name, the name and type of each contract, a listing of the item procured under each contract and the identification number of each contract file."

Section 2: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

A true copy,


Municipal Clerk, CM

ADOPTED by the Council
APPROVED by the Mayor

FEB 17, 2003
FEB 25, 2003

RCS# 4470
2/17/03
2:22 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-11: Except 03-R-0224

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

2/17/03 FULL COUNCIL MEETING

**Items Adopted on the
Consent Agenda**

1. 02-O-0037
2. 03-O-0127
3. 03-O-0185
4. 03-O-0187
5. 03-O-0085
6. 03-O-0125
7. 03-R-0143
8. 03-R-0144
9. 03-R-0189
10. 03-R-0210
11. 03-R-0211
12. 03-R-0212
13. 03-R-0213
14. 03-R-0145
15. 03-R-0146
16. 03-R-0149
17. 03-R-0150
18. 03-R-0151
19. 03-R-0152
20. 03-R-0153
21. 03-R-0160
22. 03-R-0207
23. 03-R-0208
24. 03-R-0209
25. 03-R-0141
26. 03-R-0142
27. 03-R-0140
28. 03-R-0128
29. 03-R-0129
30. 03-R-0130
31. 03-R-0131
32. 03-R-0132
33. 03-R-0133
34. 03-R-0134
35. 03-R-0135
36. 03-R-0136

**Items Adversed on the Consent
Agenda**

37. 03-R-0161
38. 03-R-0162
39. 03-R-0137
40. 03-R-0138
41. 03-R-0139
42. 03-R-0163
43. 03-R-0164
44. 03-R-0165
45. 03-R-0166
46. 03-R-0167
47. 03-R-0168
48. 03-R-0169
49. 03-R-0170
50. 03-R-0171
51. 03-R-0172
52. 03-R-0173
53. 03-R-0174
54. 03-R-0175
55. 03-R-0176
56. 03-R-0177
57. 03-R-0178
58. 03-R-0179
59. 03-R-0180
60. 03-R-0181
61. 03-R-0201

Consent I Vote: 14 Yeas; 0 Nays: (See RCS #4470)
Item Removed from the Consent Agenda: 03-R-0224

03-0-0185
(Do Not Write Above This Line)

A: ORDINANCE
Councilmember Felicia A. Moore

At Ordinance to amend Section 2-1191 Sole Source Procurement of the Code of Ordinances of the City of Atlanta so as to require a more widely due diligent review of available sources prior to the determination of a sole source recommendation

ADOPTED BY
FEB 17 2003
COUNCIL

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 2/3/03
Referred To: Finance/Executive
Date Referred
Referred To:
Date Referred
Referred To:
Referred To:

First Reading
Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date

Chair

Fav, Adv, Hold (see rev. side)

Other

Members

Members
Chair
Date
Refer To

Members
Chair
Date
Refer To

Refer To

Refer To

Committee

Committee

Date

Date

Chair

Chair

Action

Action

Fav, Adv, Hold (see rev. side)
Other

Fav, Adv, Hold (see rev. side)
Other

Members

Members

Refer To

Refer To

FINAL COUNCIL ACTION
☒ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
FEB 17 2003

ATLANTA CITY COUNCIL PRESIDENT
Catherine W. Woodward

CERTIFIED
FEB 17 2003
Renee B. Blevins
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED
MAYOR